

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
2000-008/9/14

First named inventor: Robert G. Wilhelm

Application No.: 09/876,915

Art Unit: 2624

Filed: June 8, 2001

Examiner: Desire, Gregory M.

Title: Systems and Methods for Adaptive Sampling and Estimating a Systematic Relationship Between a Plurality of Points

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

Refund Ref: 02/06/2009 0030066411

Credit Card Refund Total: \$810.00

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (571) 272-3282. An Exp.: XXXXXXXXXXXX2008

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity-fee \$ 810 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of Response to Office Action (identify type of reply):

- ☒ has been filed previously on November 1, 2004
☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$

- ☐ has been paid previously on
☐ is enclosed herewith.

Adjustment date: 02/06/2009 CKHLOK
01715/2009 INTEFSU 00003035 09876915
01 FC:2453 -810.00 DP

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

| REQUEST FOR PATENT FEE REFUND | | | | | | | | | | |
|---|-----------------------------------|---|-----------------------------|-----------|--|--|----|--|--|--|
| 1 Date of Request: <u>02/03/09</u> | | 2 Serial/Patent # <u>09/876,915</u> | | | | | | | | |
| 3 Please refund the following fee(s): | | 4 PAPER NUMBER | 5 DATE FILED | 6 AMOUNT | | | | | | |
| | Filing | | | \$ | | | | | | |
| | Amendment | | | \$ | | | | | | |
| | Extension of Time | | | \$ | | | | | | |
| | Notice of Appeal/Appeal | | | \$ | | | | | | |
| X | Petition | | 01/14/09 | \$ 810.00 | | | | | | |
| | Issue | | | \$ | | | | | | |
| | Cert of Correction/Terminal Disc. | | | \$ | | | | | | |
| | Maintenance | | | \$ | | | | | | |
| | Assignment | | | \$ | | | | | | |
| | Other | | | \$ | | | | | | |
| | | | 7 TOTAL AMOUNT OF REFUND | \$ 810.00 | | | | | | |
| 10 REASON: | | 8 TO BE REFUNDED BY: CREDIT CARD | | | | | | | | |
| | Overpayment | Treasury Check | | | | | | | | |
| | Duplicate Payment | Credit Deposit A/C #: | | | | | | | | |
| X | No Fee Due (Explanation): | 9 <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px; text-align: center;">--</td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table> | | | | | -- | | | |
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| 137(b) dismissed as moot. | | | | | | | | | | |
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| 11 REFUND REQUESTED BY: | | | | | | | | | | |
| TYPED/PRINTED NAME: <u>Shirene Willis Brantley</u> | | TITLE: <u>Petitions Attorney</u> | | | | | | | | |
| SIGNATURE: <u><i>Shirene Willis Brantley</i></u> | | PHONE: <u>571 272-3230</u> | | | | | | | | |
| OFFICE: <u>Office of Petitions</u> | | | | | | | | | | |
| ***** THIS SPACE RESERVED FOR FINANCE USE ONLY: ***** | | | | | | | | | | |
| APPROVED: <u><i>CKH</i></u> | | DATE: <u>2/6/09</u> | | | | | | | | |

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